

September 22, 2015

INVITATION TO BID # 15-78

Sealed bids for undercarriage parts for one (1) 2012 Caterpillar D8T dozer, for the City of Birmingham, will be received by the Purchasing Agent, P-100 City Hall, Birmingham, Alabama until 2:00 p.m., October 28, 2015, at which time and place they will be publicly opened and read.

Bidders wishing to bid can download the complete solicitation including the specifications and bid form via the internet at www.birminghamal.gov (**Go to link titled Bidding Opportunities**), or by visiting the Purchasing Office at the address shown above, or by calling (205) 254-2265, fax (205) 254-2484 and requesting a copy be mailed to you. Any addenda will be available on the internet. Bidder is responsible for checking the website for addenda until bid opening time. Addenda will be mailed to only those vendors who were provided a copy in person or by mail.

All quotations are to be f.o.b. Birmingham, Alabama delivered.

It is required for any contract exceeding \$10,000.00 that the bidder submits with his bid either a certified check, a cashier's check, or a bid bond payable to the City of Birmingham in the amount of \$500.00. In order for any bid award to be considered that exceeds \$10,000.00, it must be accompanied by an acceptable bid bond or check. Bid bond checks will be returned to all unsuccessful bidders after the formal award is made and to the successful bidder after acceptance of award. Should the successful bidder fail to accept the award, the bid bond or check shall be forfeited.

The City follows a policy of nondiscrimination. No contractor with the City should discriminate on the basis of race, sex, religion or national origin. Failure by the Vendor to carry out these requirements is a material breach of its obligations, which may result in its termination or such other remedy as the City deems appropriate.

No bid may be withdrawn for a period of sixty (60) days after the date of the bid opening.

The City reserves the right to reject any or all bids submitted in whole or part, and to waive any informalities.

Bids must be submitted in a sealed envelope marked, "**SEALED BID – UNDERCARRIAGE PARTS – 2:00 P.M., 10/28/15**". Bids may be hand-delivered to Room P-100 First Floor City Hall, Birmingham, Alabama, or mailed to City of Birmingham, P.O. Box 11295, Birmingham, Alabama 35202-1295. (**DO NOT MAIL BIDS TO ROOM P-100 FIRST FLOOR CITY HALL.**). However, bids sent by any express carrier (Federal Express, UPS, DHL, etc.) must be mailed to 710 North 20th Street, 35203 and specify delivery to Room P100, First Floor City Hall.

It is the bidder's responsibility to make sure that his/her bid is in the possession of the Purchasing Agent on or before 2:00 p.m., October 28, 2015. Bids received after this time will not be considered.

W.E. Caffee, Assistant Purchasing Agent

SPECIFICATIONS FOR THE SUPPLY OF UNDERCARRIAGE PARTS

The City of Birmingham is seeking bids for the supply of undercarriage parts for one (1) 2012 Caterpillar D8T dozer, serial # CAT00D8TPMLN00572. Bidders may quote either original equipment parts (OEM) or aftermarket parts. The City intends to award to the lowest price responsive, responsible bidder on a total lot basis.

The City reserves the right to make additional purchases of the undercarriage parts at a later date at the unit prices quoted, if mutually agreed upon by the City and the successful vendor.

No bid may be withdrawn for a period of sixty (60) days after the date of the bid opening.

Failure to adhere to any or all terms, conditions and specifications as set forth in the contract may result in the immediate termination of the contract. Should termination occur, the holder of the contract may be declared a "non-responsible vendor". This declaration may result in the rejection of any future bids submitted by the vendor for a period of time to be determined by the City.

The City will issue purchase order(s) to the successful bidder for the goods and/or services (bid items) that are the subject of the bid. Unless otherwise agreed in a writing that is signed by both parties, the entire agreement between the City and the successful bidder concerning the bid items is comprised of the terms, conditions, specifications and requirements stated in (a) the contemplated purchase order(s), (b) this Invitation to Bid and Specifications and (c) your bid (collectively, the "Contract Requirements"). These writings supersede all former proposals, offers, negotiations, representations or agreements, either written or oral, concerning the provision of vendor's goods and/or services. By acceptance of the City's purchase order(s), the successful vendor agrees to abide by and perform its responsibilities related to the bid items in compliance with the Contract Requirements. **Vendor shall not deliver any product to the City of Birmingham without first having a valid purchase order which has sufficient funds to cover the cost of the product to be delivered.**

Each bidder is to extend unit prices and provide an extended total for each line item being bid. If the extended totals of all items being bid exceeds \$10,000.00, a bid bond, a cashier's check, or certified check in the amount of \$500.00 is required to accompany your bid. **In order for any bid award to be made that exceeds \$10,000.00 your bid must have been accompanied by an acceptable bid bond or check (REFERENCE COVER LETTER OF "INVITATION TO BID").**

Successful bidder shall not assign this contract to any other party without prior written approval of the City of Birmingham. Contract shall not be assigned to an unsuccessful bidder who was rejected because he was not a responsive or responsible bidder.

The contract shall become effective from the date noted in the Notification of Award letter which will be mailed to the successful vendor.

Any bid that imposes a service fee or any other type of fee on any order not exceeding a minimum order quantity or minimum purchase order dollar amount, will be determined a non-responsive bid and will not be considered for award.

Bids may be solicited for any product included in this contract where an immediate emergency need exists, including large quantities. The decision of the Purchasing Agent as to what constitutes a biddable situation shall be final and shall not be construed as a breach of contract.

Contract award to purchase the materials covered in this bid document shall be construed under and governed by the laws of the State of Alabama and each party hereto irrevocably agrees to be subject to the jurisdictions of the courts of the State of Alabama.

The City's standard payment term is Net-30 Days from acceptance. Exception may be allowed for discounted early payment, such as 2%-10, Net 30 Days. The reference date for all such discounted early payment terms will be the date the invoice is received or the date the goods are received, whichever is later. In the event of a dispute the City's records shall prevail. **The City will not consider any bids requiring C.O.D. payments.**

Successful bidder acknowledges and agrees that the City has the right to deduct from total amount of consideration to be paid, if any, to the successful bidder under this agreement all unpaid, delinquent, or overdue license fees, taxes, fines, penalties and other amounts due the City from the successful bidder.

The City of Birmingham must have a copy of the successful bidder's current City of Birmingham business license prior to formal award of contract. Each bidder may submit a copy of his/her license along with his/her bid. However, bidder must provide a copy of his/her current business license no later than seven (7) working days of receipt of notice of intent to award. Failure to submit the requested information will result in the notice of intent to award being revoked.

Any successful bidder who is not currently set up as a vendor in the City of Birmingham, the vendor file will be required to submit a completed W-9 tax form prior to any award. The W-9 tax form may be submitted with your bid or no later than seven (7) working days of receipt of notice of intent to award.

Successful Vendor (located in the State of Alabama or located outside of the State of Alabama, but employs one or more employees within the State of Alabama) represents and warrants that it does not knowingly employ, hire for employment, or continue to employ an "unauthorized alien", as defined by the Beason-Hammon Alabama Taxpayer and Citizen Protection Act, Act No. 2011-535 (H.B.56) of the Alabama Legislature, as amended from time to time (the "Act") and that, during the performance of this contract, vendor shall participate in the E-Verify program as required under the term of the Act. Vendor agrees to comply with all applicable provisions of the Act. As a condition for the award of any contract, Vendor shall provide documentation establishing that the Vendor is enrolled in the E-Verify program, or a signed, written statement that the Vendor does not have a presence (one or more employees) in the State of Alabama. Vendor may submit applicable documentation with his/her bid or no later than seven (7) working days of receipt of notice of intent to award. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the contract/agreement and shall be responsible for all damages resulting therefrom.

Any questions concerning these specifications should be addressed to Phillip Hyche, at 431 6th Avenue South, Central Stores, 254-6510, between the hours of 7:00 a.m. and 3:00 p.m. Monday through Friday.

DETAILED SPECIFICATIONS:

This bid is for severe service undercarriage parts to replace same on a 2012 Caterpillar D8T waste handler dozer (serial # CAT00D8TPMLN00572) used daily in landfill service. Do not bid less than severe service/landfill package grade components.

After-market or original equipment (OEM) undercarriage parts are acceptable to the City for this bid. Bidders must state on the Bid Form the brand of undercarriage parts being bid and include a copy of the manufacturer's warranty with the bid.

Bidders are to quote only severe service rated, sealed and lubricated track assemblies (wet links). Do not quote dry track assemblies.

Tracks are to be completely assembled and ready for installation when delivered to the City. Track assemblies are to have "landfill use" design pads installed. Do not quote assemblies that do not have this pad design.

All rollers and idlers are to be completely assembled and ready for installation when delivered.

All parts shall be quoted F.O.B. delivered, City of Birmingham, Department of Equipment Management, 515 6th Avenue South, 35205. No freight charges or delivery fees of any nature will be allowed.

Prices quoted are final F.O.B. delivered prices and no additional charges of any nature will be allowed.

Time is of the essence, therefore no bid will be considered that requires greater than twenty (20) working days after receipt of order (ARO) to deliver the undercarriage parts, ready for installation, to the City.

To arrange viewing of this machine, contact Jason Smith at 205-254-6394, Monday through Friday between the hours of 7:00 a.m. and 3:00 p.m.

BID FORM

Mr. William Caffee
Asst. Purchasing Agent
Birmingham, AL.

Submitted below is my firm bid for the supply of one (1) 2012 Caterpillar D8T dozer undercarriage assembly parts in accordance with your invitation to bid and specifications dated September 22, 2015. Prices quoted are f.o.b. delivered, Birmingham, AL and I am bidding in exact accordance with specifications except as listed below.

UNDERCARRIAGE PARTS FOR ONE (1) 2012 CATERPILLAR D8T DOZER

Approx. Qty.	DESCRIPTION	MANUFACTURER & PART #	UNIT PRICE	EXTENDED TOTAL
2	Sealed & lubricated chain with split master links to include 26" extreme service type track pads with trapezoid holes, installed.			
2	Complete set of sprocket segments (L&R)			
50	Sprocket segment bolts			
50	Sprocket segment washers and nuts			
8	Double flange rollers, lower			
8	Single flange rollers, lower			
2	Rear idler assemblies with landfill guarding (L&R)			
2	Front complete adjustable idler assemblies with landfill guarding (L&R)			
80	Lower roller bolts and washers			
GRAND TOTAL				

EXCEPTIONS TO SPECIFICATIONS: _____

DELIVERY TIME ARO: _____ days

I hereby certify that we do not discriminate in employment of our personnel against any persons on account of race, creed, color, sex, or national origins, and acknowledge, and agree, that the City encourages minority – and women – owned business participation to the maximum extent possible. This policy includes Historically Underutilized Business Enterprises such as architectural firms, engineering firms, investment banking firms, other professional service providers, and construction contractors as part of the City's business, economic and community revitalization programs.

EXCEPTIONS TO SPECIFICATIONS:

Date of Bid

Company

Street Address

Post Office Box (Zip if different the street address)

Tax ID Number

City State Zip

Name (Print or Type)

Terms of Payment

Signature

Delivery Date

Title

Telephone Number

E-mail address

Fax Number

Bidder acknowledges receipt of _____ addenda to the bid.
(Number(s))

IF AVAILABLE PLEASE SUBMIT COPY OF CURRENT CITY OF BIRMINGHAM BUSINESS LICENSE WITH THIS BID.

INDICATE THE FOLLOWING ADDRESSES IF DIFFERENT FROM ABOVE:

- 1. BID AWARD NOTICE ADDRESS**
- 2. PURCHASE ORDER ADDRESS**
- 3. REMITTANCE ADDRESS (and NAME if different than above)**